



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

GRANTED IN PART: August 28, 2014

CBCA 2812

XEROX CORPORATION,

Appellant,

v.

DEPARTMENT OF HEALTH AND HUMAN SERVICES,

Respondent.

Jonathan S. Aronie, Louis D. Victorino, and Ryan E. Roberts of Sheppard, Mullin, Richter & Hampton LLP, Washington, DC, counsel for Appellant.

Jason A. Blindauer and Christopher M. Johnson, Office of the General Counsel, Department of Health and Human Services, Washington, DC, counsel for Respondent.

Before Board Judges **GOODMAN**, **DRUMMOND**, and **SHERIDAN**.

DRUMMOND, Board Judge.

The above-captioned appeal was filed on April 12, 2012, and involves twenty-six claims which Xerox supplemented with additional, allegedly unpaid invoices on August 24 and 28, 2012.

On August 25, 2014, the parties filed a joint motion for entry of decision by stipulation, which states in relevant part:

As of August 8, 2014, the parties reached a global settlement regarding all twenty-six claims (including added invoices) arising out of this case;

By executing their Settlement Agreement and filing this Motion, the parties hereby stipulate to a Decision by the Board awarding two hundred and sixty nine thousand, two hundred and fifty nine dollars, and seventeen cents (\$269,259.17) to Xerox, as payee; and

The parties further stipulate as follows: (a) they will not seek reconsideration of, or relief from, the Board's decision; (b) they will not appeal the decision; and (c) they understand that the Board's decision pursuant to this joint motion is an adjudication of the case on the merits.

Decision

Pursuant to the agreement of the parties and Rule 25(b), the Board adopts the parties' joint motion for entry of decision by stipulation, and in accordance with the parties' settlement agreement, the Board enters judgement as requested. This appeal is **GRANTED IN PART** in the amount of \$269,259.17, inclusive of interest and costs, to be paid in accordance with 31 U.S.C. § 1304 (2012).

JEROME M. DRUMMOND
Board Judge

We concur:

ALLAN H. GOODMAN
Board Judge

PATRICIA J. SHERIDAN
Board Judge